

CWP No.19860 of 2020
Date of Decision: 12.05.2022

M/S PAXTON TREXIM PVT. LTD.

.....Petitioner

Versus

EMPLOYEES PROVIDENT FUND ORGANIZATION AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Arjun Sheoran, Advocate and
Ms. Anjali Sheoran, Advocate
for the petitioner.Mr. Sanjay Tangri, Advocate,
for the respondents.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ, order or direction in the nature of Certiorari to set aside the impugned order dated 20.12.2019 (Annexure P-18) and to set aside the impugned show cause notice dated 13.02.2020 (Annexure P-19).

The counsel for the respondents has pointed out that the order impugned in the present petition is appealable under Section 7 (i) of The Employees' Provident Funds and Miscellaneous Provisions Act, 1952.

Since, the petitioner is having alternate remedy of statutory appeal, therefore, this Court does not deem it appropriate to continue with the present petition. Accordingly, the same is dismissed.

However, the petitioner would be at liberty to avail his alternate remedy of statutory appeal. If the appeal is preferred by the petitioner, within a period of three weeks from today, then the Appellate Authority shall treat the said appeal as within the limitation and shall decide the same on merits, subject to compliance of any other conditions prescribed for filing of the appeal by the petitioner.

(RAJBIR SEHRAWAT)
JUDGE

12.05.2022
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Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No